



BAY AREA
AIR QUALITY
MANAGEMENT
DISTRICT

BOARD OF DIRECTORS' REGULAR MEETING

December 5, 2001

A meeting of the Bay Area Air Quality Management District Board of Directors will be held at 9:30 a.m. in the 7th floor Board room at the Air District headquarters, 939 Ellis Street, San Francisco, California.

Questions About an Agenda Item

The name and telephone number of the appropriate staff person to call for additional information or to resolve concerns is listed for each agenda item.

Meeting Procedures

The public meeting of the Air District Board of Directors begins at 9:30 a.m. The Board of Directors generally will consider items in the order listed on the agenda. However, any item may be considered in any order.

After action on any agenda item not requiring a public hearing, the Board may reconsider or amend the item at any time during the meeting.

BOARD OF DIRECTORS' REGULAR MEETING

A G E N D A

WEDNESDAY

December 5, 2001

9:30 A.M.

BOARD ROOM

7TH FLOOR

CALL TO ORDER

Opening Comments
Roll Call
Pledge of Allegiance

Randy Attaway, Chairperson
Clerk of the Boards

PUBLIC COMMENT PERIOD

Public Comment on Non-Agenda Items, Pursuant to Government Code Section 54954.3
Members of the public are afforded the opportunity to speak on any agenda item. All agendas for regular meetings are posted at District headquarters, 939 Ellis Street, San Francisco, CA, at least 72 hours in advance of a regular meeting. At the beginning of the regular meeting agenda, an opportunity is also provided for the public to speak on any subject within the Board's subject matter jurisdiction. Speakers will be limited to five (5) minutes each.

CONSENT CALENDAR (ITEMS 1 – 6)

Staff/Phone (415) 749-

1. Minutes of November 21, 2001 **M. Romaidis/4965**
2. Communications **E. Garvey/4970**
Information only
3. Report of the Advisory Council **J. Kelly/4962**
4. Report of District Personnel on Out of State Business Travel **W. Tanaka/5066**
5. Authorization of Purchase Order in excess of \$35,000 **B. Wucher/4943**
Pursuant to Division II, Section 4.3 of the District's Administrative Code, Fiscal Policies and Procedures, staff requests that the Executive Officer be authorized to execute a contract in the amount of \$100,000 for the replacement of a messaging and calendar software system. PCS Networks will implement the new messaging and calendar system. This item was reflected in the capital expenditures budget for fiscal year 2001-2002.
6. 2002 Regulatory Calendar **T. Perardi/4667**
Section 40923 of the California Health and Safety Code requires Districts to publish a list of regulatory measures scheduled for tentatively scheduled for consideration during the next calendar year. The list of regulatory measures that may be considered during 2002 is included in the packet.

COMMITTEE REPORTS AND RECOMMENDATIONS

7. Report of the **Personnel Committee** Meeting of November 30, 2001

CHAIR: S. HAGGERTY

E. Garvey/4970

PRESENTATION

8. Report on District Air Monitoring and Meteorological Networks and the 2001 Ozone Season
G. Kendall/4932

Overview of the District's Ambient Air Monitoring and Meteorological Networks consisting of 32 air quality stations and 22 meteorological stations and summary of the 2001 Ozone Season.

9. Report on Power Plant Permitting in the District
B. deBoisblanc/4704
Overview and status report of the permitting process for new and existing power plants in the bay area.

OTHER BUSINESS

10. Report of the Air Pollution Control Officer
11. Chairperson's Report

CLOSED SESSION

12. Conference with District's Labor Negotiators
(Government Code § 54957.6(a))

*Agency Negotiators: Peter Hess, Deputy APCO
Rich Sanchez, Human Resources Officer*

Employee Organization: Bay Area Air Quality Management District Employees' Association, Inc.

13. Conference with Legal Counsel

- A. *Existing Litigation (Government Code § 54956.9(a))
A need exists to meet in closed session with legal counsel to consider CBE and TRANSDEV v. Bay Area AQMD, MTC, ABAG and CARB, SFSC Case No. 323849.*
- B. *Anticipated Litigation (Government Code § 54956.9(b)(3)(A) and (B))
Based on existing facts and circumstances, there is a need to meet in closed session with legal counsel to consider: a matter involving a significant exposure to litigation; and the City and County of San Francisco's June 19, 2001 Notice of Intent to File Suit under the federal Clean Air Act.*

OPEN SESSION

14. Board Members' Comments

Any member of the Board, or its staff, on his or her own initiative or in response to questions posed by the public, may; ask a question for clarification, make a brief announcement or report on his or her own activities, provide a reference to staff regarding factual information, request staff to report back at a subsequent meeting concerning any matter or take action to direct staff to place a matter of business on a future agenda. (Gov't Code § 54954.2)

15. Place of Next Meeting - 9:30 a.m., Wednesday, December 19, 2001 at 939 Ellis Street, San Francisco, CA 94109
16. Adjournment